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August 12, 2016

Press Release - For Immediate Release

Defendant's Name: Sabrina M. Devine
Age: 34
City and State of residence: North Sioux City, SD
Criminal File Number: 12-385
Probation Violation Date: September 20, 2015
Probation Violation Issues: Arrested for Possession of Controlled Substance;
Arrested for Possession of Drug Paraphernalia;
Probation Violation Date: October 29, 2015
Probation Violation Issues: Arrested for Possession of Controlled Substance;
Dirty UA for Ingestion of Methamphetamine (Sabrina denied use);
Arrested for Possession of Drug Paraphernalia;
Court Services Officer: Amy Berthelsen
Law Enforcement Involved: Minnehaha County Officers & Union County Officers
Defense Attorney: Rachel Rasmussen
Prosecuting Attorney: Alexis Tracy

Probation Violation Synopsis:

On September 20th and October 29, of 2015, Sabrina Devine came into contact with law enforcement. First in Union County, and secondly in Minnehaha County. A urine sample taken from Devine on October 30, 2015, tested positive for methamphetamine. Devine denied having used methamphetamine.

Probation Violation Disposition:

On March 14, 2016, Sabrina Devine was sentenced to seven years in the South Dakota State Penitentiary, with three years suspended. Devine was to begin her sentence immediately, and was taken into custody by the Sheriff to be transported to the penitentiary by the Sheriff. Besides the condition of obeying all laws while on parole as a term and condition of the suspended three years, Devine was also ordered to pay all of her monetary obligations.

(For Original Case Information ~ See Below)

Original Incident Date: October 4, 2012
Original Arraignment Hearing: January 14, 2013
Original Change of Plea Date: March 11, 2013
Original Date of Sentencing: April 29, 2013
Originally Convicted of: Ct. 1: Possession of a Controlled Substance, 22-42-5, (F4)
Arresting Officer: Sgt. Richard Headed – North Sioux City Police Department
Defense Attorney: Rachel Rasmussen
Prosecuting Attorney: Jerry Miller

Original Case Synopsis:

North Sioux City Police officers were contacted by the Department of Social Services, which had reason to believe that Ms. Devine was using drugs while in the presence of her three-year-old child. The Department of Social Services agents were concerned for the health and well-being of Ms. Devine's child, and asked North Sioux City Police officers to investigate. Officers contacted Ms. Devine at her residence, and were able to confirm that her child was in good health and not endangered. Officers explained that they had received a report that she had been using drugs while in the presence of her child, after which Ms. Devine stated that she was not using drugs. When asked if she would freely give a sample of her urine for chemical analysis, she stated that she would do so. A chemical analysis of Ms. Devine's sample tested positive for amphetamine and methamphetamine metabolites. Ms. Devine was arrested and charged with possession of a controlled substance, a class 4 felony violating South Dakota's laws against drug ingestion.

Original Sentencing Synopsis:

On April 29, 2013, Devine was sentenced to seven years in the South Dakota State Penitentiary, with all seven years suspended on condition that she not violate any terms of the five years of supervised probation imposed by the court. Ms. Devine was also ordered to spend sixty days in the Union County Jail over the next two years, which can also be waived at the discretion of her Court Services Officer, if she is successfully completing her probation. Ms. Devine was also ordered to pay \$104.00 in court costs, \$55.00 in prosecution costs, a fine of \$500.00, and court appointed attorney fees in the amount of \$590.50, for a total of \$1,249.50.

Criminal History:

This Sabrina Devine's first probation violation on her second career felony conviction. Devine has a criminal record in three states. She has a history of probation and parole violations.